IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TEXAS TEXARKANA DIVISION

JUAN LOZADA-LEONI,	§	
Dlaintiff	§	
Plaintiff,	8	
	8	
VS.	§	
	§	Civil Action No. 5:19-cv-00011-RWS-CMC
MONEYGRAM INTERNATIONAL, INC.,	§	
and MONEYGRAM PAYMENT	§	
SYSTEMS, INC.,	§	
	§	
	§	
Defendants.	§	

PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff Juan Lozada-Leoni ("Plaintiff") respectfully submits this Notice of Supplemental Authority in support of his Sur-Reply in Opposition to Defendant MoneyGram Payment Systems, Inc.'s ("MPSI's") Motion to Dismiss or, in the Alternative, to Transfer Venue (Dkt. No. 23). Plaintiff respectfully submits this Notice to inform the Court of the decision by the Fifth Circuit Court of Appeals in *Jacobsen v. Osborne*, 133 F.3d 315 (5th Cir. 1998). This decision is relevant to Plaintiff's argument set forth in Section I.C. of his Sur-Reply Brief, concerning the issue of not naming MPSI in Plaintiff's administrative complaint.

Additionally, Plaintiff provides the Court with the following district court cases that apply the Fifth Circuit's decision in *Jacobsen*:

- Newby v. Enron Corp. (In re Enron Corp. Sec., Derivative & "ERISA" Litig.), 310 F.
 Supp. 2d 819, 849-53 (S.D. Tex. 2004).
- 2. Auguillard v. Quintana Energy Servs., No. 6:18-cv-727, 2018 U.S. Dist. LEXIS 215972, at *9-12 (W.D. La. 2018).

DATED: August 5, 2019 Respectfully submitted,

By: /s/Robert W. Weber

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ATTORNEYS FOR PLAINTIFF, JUAN LOZADA-LEONI

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document has been served via email on Counsel for all Defendants: Gary Eisenstat, John Barcus and Darby Doan, on August 5, 2019.

/s/ Steve Kardell